



KMTF Television
Rocky Mountain Broadcasting Co.
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**REQUEST FOR FINANCIAL HARDSHIP WAIVER:
ROCKY MOUNTAIN BROADCASTING COMPANY
(Streamlined Processing)
In the Matter of the Commercial Advertisement Loudness Mitigation
(CALM ACT)
MB Docket No. 11-93**

Gentlemen:

Rocky Mountain Broadcasting Company ("Rocky Mountain"), the licensee of television Station KMTF, Helena, Montana [Facility ID 68717], hereby requests a financial hardship waiver of the Commission's CALM Act rules, and further requests that the Commission process the instant request on a streamlined basis in accordance with Paragraphs 52-53 of its *Report and Order in MB Docket 11-53*. On behalf of Rocky Mountain, I, Stanley Cyphers, its executive vice president, certify that Station KMTF meets the Commission's definition of a "small market broadcast station" for purposes of the streamlined financial hardship waiver because, at all relevant times, Station KMTF has been located in a television market ranked well below 150th.

Rocky Mountain also submits that it needs a one year delay in obtaining equipment in order to avoid the financial hardship that would be otherwise imposed in an effort to obtain the equipment by the December 13, 2012 effective date of the CALM rules. The equipment required to comply with those CALM rules includes a unit to monitor audio levels contained in the digital stream that goes to viewers. This device also makes corrections to the audio levels such that the viewer does not have the perception of an audio level difference between primarily commercials and program content.

The second device required by the station is a unit which monitors the output digital data stream and records the integrity of the stream from the audio level standpoint. This device is necessary to establish records vital to being able to demonstrate the station's compliance with the digital data stream.

The acquisition of the above-described equipment by December 13, 2012 will impose grave financial hardship, given the annual gross revenues and expenses associated with the operation of the station. Thus, a one year delay by Station KMTF having to acquire this equipment represents a meaningful limitation on the financial hardship that the CALM Act would otherwise impose on the station.



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It is respectfully submitted that Station KMTF is entitled to a financial hardship waiver permitting it to receive a one year delay in compliance with the CALM Act and the CALM rules.

The undersigned certifies under penalty of perjury that the foregoing is true and correct. Executed at Kansas City, Missouri, on the 13TH day of December, 2012.

ROCKY MOUNTAIN BROADCASTING COMPANY

Stanley Cyphers, Executive Vice President